(b) in view of the proclaimed policy of transparent administration, whether the criteria is based on seniority and/or performance vis-a-vis various services of Government of India; and

(c) what are the steps taken by Government to ensure proper representation of the CSS and specially those officers who have never been sent on foreign training in spite of their requests and have become over-aged for the purpose?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF FINANCE (BANNKING, REVENUE AND INSURANCE) (SHRI KADAMBUR M.R. JANARTHANAN):

(a) The Department of Personnel and Training by letter dated 26.2.1998, had invited nomination of officers belonging to Indian Administrative Service, Central Secretariat Service and such officers of the other two All India Services (IPS) and (IFS) and Central Group 'A' Services, who are serving on deputationn under Central Staffing Scheme, for various trainig programmes abroad, to be held during 1999-2000. Applications of officers have been received from the various State Governments/Ministries and Departments of Governments of India. So far, this Department has finalised nominations for the Long Term Courses in Australia/ENA course in france/the National Defence College Course, and short term courses at IDS Sussex in UK/a few courses to be conducted by IMF at Washington and PEERS course conducted by Tata Energy Research Institute.

(b) Applications of officers belonging to the Services falling under the purview of DOPT Training Circular, are processed by this Department for various training programmes abroad, keeping in view certain criteria, which include seniority and assessment of service record subject also to adequate representation to members of SC/ST/OBC/Women officers/ various cadres/Services etc. and also specific course options of the officers.

(c) The Department of Personnel and Training considers CSS officers of level of under Secretary and above, alongwith officers of other Services falling within the zone of consideration of this Department, keeping in view certain eligibility criteria like seniority, merit, upper age limit etc. as also the suitability of the officers for the specific programmes. While nominating officers belonging to the eligible Services, including the CSS, preference is given to those officers who have not attended any foreign training in the past, over others who have attended such traininng programmes, subject to fulfilment of the eligibiltiy criteria and suitability.

The upper age limit generally prescribed by this Department for long term programmes is 45 years and for short term courses is 50 years. However, for certain courses the upper age limits are at variance with the above general limits. For example, the upper age limits for short term courses conducted by IMF TERI are 45 years and 40 years respectively. Normally nominations are made as per the prescribed upper age limit. Relaxation of upper age limit is accorded in very exceptional circumstances in such borderline cases where oficers have not attended any training programme in the past.

Acts regulating recruitment and conditions of Central Services

2559. SHRI GANDHI AZAD. Will the PRIME MINISTER be pleased to state:

(a) to what extent laws, i.e. Acts of Parliament regulating recruitment and conditions of various Central Services as envisaged in Article 309 have been passed by the Parliament and what are the services not covered by such Acts of Parliament;

(b) in case there is a shortfall, what steps Government have taken to ensure implementation of this Constitutional Provision;

(c) whether this lacunae is one of the contributing factors to ever increasing litigation in services matters; and

(d) what are the steps taken to legislate on various services with a view to bringing in transparency in administration?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC

GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF FINANCE (BANKING, REVENUE AND INSURANCE) (SHRI KADAMBUR M.R. JANARTHANAN): (a) to (d) The recruitment and conditions of service of those engaged in major and important activities of Government such as Railways, Posts & Telecommunication etc. are partly regulated by the specific Acts of Parliament relevant to the above activities and partly by statutory rules framed under Article 309 of the Constitution having the force of law. These rules are further supplemented by administrative instructions issued by the Government from time to time. The recruitment and conditions of service in respect of the other activities are also regulated partly by the Acts of Parliament (where such Acts exist) and partly by rules framed under Article 309 of the Constitution. As litigation in service matters is not related to existence or otherwise of Rules/Acts, the lack of legislation has, not led to increase in litigation in service matters. The statutory rules framed under Article 309 of the Constitution are published in the Official Gazette and are easily accessible.

Filling up of vacancies on promotion

2560. SHRIMATI MALTI SHARMA: Will the PRIME MINISTER be pleased to state:

(a) whether Government have issued instructions dated 17th November, 1986 that filling up of vacancies on promotion should not be delayed pending revision of recruitment rules;

(b) whether the existing recruitment rules for filling a vacancy by promotion or composite method remain in force till the revised rules are notified;

(c) whether Government have also issued instructions on the lines of instructions of November, 1986 for posts where recruitment is by composite method;

(d) if so, the details thereof; and

(e) if not, whether the instructions of 17th November, 1986 mentioned above are also applicable for posts under composite method?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCIES AND PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF FINANCE (BANKING, REVENUE AND INSURANCE) (SHRI KADAMBUR M.R. JANARTHANAN): (a) Yes, Sir.

(b) Yes, Sir.

(c) No, Sir.

(d) Question does not arise.

(e) Yes, Sir.

Select Panel for Direct Recruitment

2561. SHRI PARAG CHALIHA:
SHRI GOVINDRAM MIRI:

Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that as per Government of India instructions select panels for direct recruitments are divided into (i) main and (ii) Reserve panels;

(b) if so, whether each of these part's size is regulated;

(c) if so, how and what is the size of each part vis-a-vis the available, expected number of vacancies;

(d) whether Reserve panel can be operated even when all the candidates on Main Panel accept offers of appointment; and

(e) whether these are applicable to Government of India Instrumentalities also?

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCIES AND PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF FINANCE (BANKING, REVENUE AND INSURANCE) (SHRI KADAMBUR M.R. JANARTHANAN): (a) to (e) UPSC and SSC fix the minimum qualifying standards for each category of post in various examinations for direct recruitment. The size of the Select Panel depends on and cannot exceed the number of vacancies in each category. All the candidates who fulfil the required standard of performance but are not included in the Select List as per merit, are placed in the Reserve List. Therefore, no specific size of the Reserve List is fixed. The Reserve Panel is operated only in exceptional circumstances against dropouts etc. and also in the case of SSC, to meet the emergent needs of Government Organisations